

IDAHO BOARD OF ACUPUNCTURE
Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 10/12/2018

BOARD MEMBERS PRESENT: Charles W Raymond - Chair
Gretchen A Huettig
Marlene F Strong
John Downey
Ethan S Fisher

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Deputy Bureau Chief
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Debbie Toncray, Technical Records Specialist II

The meeting was called to order at 1:00 PM MDT by Charles W Raymond.

APPROVAL OF MINUTES

Ms. Strong made a motion to approve the minutes of 7/27/2018. It was seconded by Mr. Fisher. Motion carried.

LEGISLATIVE REPORT

Ms. Cory said that the Bureau will be working on putting together legislative outreach meetings similar to the meetings last year with Board Members and Legislators. She said the Bureau would be reaching out to Board members in the next several weeks to see when they would be available to meet with legislators in their communities. Ms. Cory also let the Board know that no comments have been received at this time regarding the proposed rule.

INTERIM COMMITTEE: OCCUPATIONAL LICENSING & CERTIFICATION LAWS COMMITTEE

Ms. Cory let the Board know that the Interim Committee scheduled its next meeting for 10/19/2018, and that the agenda would be available on the Idaho Legislature's website.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$91,267.98 as of 9/30/2018.

OLD BUSINESS

The Board reviewed the To Do List and no action was taken.

FEDERATION OF ASSOCIATIONS OF REGULATORY BOARDS (FARB) 2019 ANNUAL MEETING

The Board reviewed the information about the annual FARB meeting. Dr. Downey made a motion to authorize Mr. Raymond and Ms. Huettig to attend the meeting in January 2019. It was seconded by Mr. Fisher. Motion carried.

APPLICATION FORM REVISIONS: CHARACTER REFERENCE

The Board reviewed the application form and decided not to add any law or rule regarding the character reference. The Board noted some corrections to be made to the application form. Mr. Fisher made a motion to authorize Ms. Hall to make the corrections and remove the character reference from the application. It was seconded by Ms. Strong. Motion carried.

REVIEW OF APPLICATIONS FOR DISCIPLINE IN OTHER JURISDICTIONS / REQUIREMENT OF ACTIVE LICENSE IN GOOD STANDING FOR CERTIFICATION/TRAINEE

The Board discussed review of applications and issuing or denying a license when an applicant has previous discipline on a license held in another state. Ms. Huettig made a motion to appoint Mr. Raymond and Mr. Fisher as a subcommittee to review statutes of other Boards regarding denial of license and disciplinary proceedings in other states against licensees; to review the Board's decision regarding such applicants for certification and/or trainees; and to bring to the Board anything else they find in the law and rules that needs clarification and may be submitted as proposed legislation for 2020. It was seconded by Ms. Strong. Motion carried.

NEW BUSINESS

CORRESPONDENCE

SCOPE OF PRACTICE QUESTION

The Board reviewed the correspondence regarding the inclusion of the following in the scope of practice: ordering and interpreting lab tests, referrals to other physicians, and any form of injections. The Board agreed that acupuncturists can order and interpret lab tests and provide referrals to other physicians, but any form of injections is not within the scope of practice.

ACUPUNCTURE TECHNICIANS AND SUPERVISION

The Board reviewed the correspondence regarding an acupuncture technician inserting needles without the direct supervision of a licensed or certified acupuncturist. Dr. Downey made a motion to authorize the Board Chair to call the inquirer and discuss the questions with her. It was seconded by Mr. Fisher. Motion carried.

NATIONAL CERTIFICATION COMMISSION FOR ACUPUNCTURE AND ORIENTAL MEDICINE AND ACUPUNCTURE AND ORIENTAL MEDICINE DAY INFORMATION

The Board reviewed the informational email regarding Acupuncture and Oriental Medicine (AOM) Day and agreed that Ms. Toncray can forward such informational emails when received in the future to the Board members.

ELECTION OF OFFICERS

Mr. Fisher made a motion to nominate Mr. Raymond as Chair of the Board. It was seconded by Ms. Strong. Motion carried.

RESPONSES TO BOARD EMAILS

The Board Chair reminded the Board to be sure to respond to emails from Bureau staff regarding possible interim meetings, especially when there are applications ready to review.

EXECUTIVE SESSION

Ms. Strong made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the executive session was to consider license application materials. It was seconded by Ms. Huettig. The vote was: Mr. Raymond, aye; Ms. Huettig, aye; Mr. Fisher, aye; Ms. Strong, aye; and Dr. Downey, aye. Motion carried.

Dr. Downey made a motion to come out of executive session. It was seconded by Ms. Strong. The vote was: Mr. Raymond, aye; Ms. Huettig, aye; Mr. Fisher, aye; Ms. Strong, aye; and Dr. Downey, aye. Motion carried.

APPLICATIONS

Ms. Huettig made a motion to approve the following for licensure:

ACUA-354 Sean Dugan

ACUA-355 Mara Bateman

ACUA-357 Koko Evans

and to approve the following pending receipt of additional information:

Applicant ID 901162354

It was seconded by Mr. Fisher. Motion carried.

NEXT MEETING was scheduled for January 11, 2019 at 1:00 PM MST.

ADJOURNMENT

Ms. Strong made a motion to adjourn the meeting at 2:30 PM MDT. It was seconded by Ms. Huettig. Motion carried.

Charles W Raymond, Chair

Gretchen A Huettig

Marlene F Strong

John Downey

Ethan S Fisher

Tana Cory, Bureau Chief